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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 SKY-STEVEN THOMAS MILLER,

11 Plaintiff,

12 v.

13 RON VAN BOENING et al,

14 Defendants.

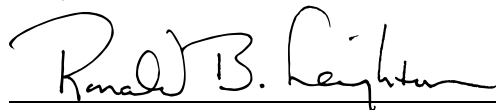
CASE NO. C10-5712-RBL-JRC

ORDER ADOPTING A REPORT
AND RECOMMENDATION

15 The Court having reviewed the Report and Recommendation of the Hon. J. Richard
16 Creatura, United States Magistrate Judge, objections to the Report and Recommendation [Dkt.
17 #56], responses thereto [Dkt. #59], and the remaining record, does hereby find and Order:

- 18 (1) The Court adopts the Report and Recommendation; and
19 (2) Plaintiff's motion for summary judgment is DENIED. Defendant's motion for
20 summary judgment is GRANTED IN PART AND DENIED IN PART consistent
with the Report and Recommendation.

21 DATED this day 7th of November, 2011.

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23 RONALD B. LEIGHTON
24 UNITED STATES DISTRICT JUDGE